

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of <i>Dabney et al.</i>)	Examiner of Parent Application:
)	R. S. Kearney
Serial No: Not assigned)	
)	Group Art Unit: 3739
Filed: September 9, 2003)	
)	
For: HIGH FREQUENCY POWER SOURCE)	
)	<u>REQUEST FOR FILING A DIVISIONAL APPLICATION UNDER 37 C.F.R. §1.53(b)</u>
Docket No.: R0367-01901)	

39451 U.S. PTO
10/658572
09/09/03

Express Mail Label No.: ER 203738025 US
Mailed in San Francisco, CA on: September 9, 2003

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a divisional application under 37 C.F.R. § 1.53(b), of pending prior application Serial No. 09/752,978, filed December 29, 2000, of James Huntington Dabney, Richard L. Quick, Conrad Sawicz, Paul Lubock, and Dan Kussman for **HIGH FREQUENCY POWER SOURCE**.

1. Enclosed is a true copy of the prior complete application as filed, including the specification (including claims), drawings, oath or declaration showing the signature or an indication it was signed, and any amendments referred to in the oath or declaration filed to complete the prior application.
2. This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above. With respect to the prior copending U.S. application from which this application claims benefit under 35 U.S.C. § 120, the inventor(s) in this application is (are):

/X/ the same.

☐ less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:

3. ☒ The filing fees are to be calculated on the claims as filed in the prior application and the claims remaining as a result of the:

☒ amendment below;

☐ attached Preliminary Amendment.

FILING FEE CALCULATION

Description	Claims	Extra	Rate	Fee Code	Fee
Basic Filing Fee				2001	\$ 375
Independent Claims	4 - 3=	1 x	\$42 =	2201	42
Total Claims	58 -20=	38 x	\$ 9 =	2202	342

Total Filing Fee..... \$759

4. Payment of Filing Fees:

☐ A check in the amount of \$____, is enclosed herewith.

☒ The Commissioner is authorized to charge any additional fees and to credit any overpayment of fees which may be required under 37 C.F.R. §1.16 and §1.17, to Deposit Account No. 04-1679, referencing Docket No. R0367-01901. **A duplicate copy of this paper is attached.**

5. **Please cancel in this application without prejudice claims 12-31, from prior copending application Serial No. 09/752,978, filed December 29, 2000.**

6. The prior application is assigned of record to: SenoRx, Inc.

7. The power of attorney in the prior application is to: Edward J. Lynch.

☒ The power appears in the original papers in the prior application.

☐ A Power of Attorney and Revocation of Prior Powers is enclosed.

8. Please address correspondence in this matter to:

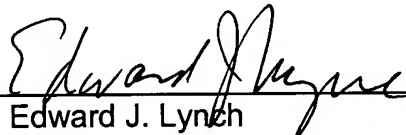
Edward J. Lynch
Duane Morris LLP
One Market
Spear Tower, Suite 2000
San Francisco, CA 94105

9. Documents enclosed:

/X/ Enclosed is a true copy of the prior complete application as filed, including the specification (including claims), drawings, oath or declaration showing the signature or an indication it was signed; and

/X/ Return Receipt Postcard.

Respectfully submitted,

By: 
Edward J. Lynch
Attorney for Applicants
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